IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. Civil Second Appeal No.250 Of 2000

Municipal Board, Reegus Vs. Babu Lal & Another

Date Of Order ::: 17.11.2006.

Hon'ble Mr. Narendra Kumar Jain J.

Mr. K.N. Gupta, Counsel for defendant-appellant
Mr. Suresh Dhenwal &
Mr. Rohitash Choudhary, Counsel for plaintiff-respondents

BY THE COURT :

Heard learned counsel for both the parties.

The plaintiff-respondents filed a suit for permanent injunction, wherein it was prayed that the defendant be restrained from auctioning the shop and `chabutara' of the plaintiffs and the disputed land belonging to the National Highway. The Lower Court dismissed the suit of the plaintiffs. Being aggrieved with the same an appeal was preferred by the plaintiffs. Learned First Appellate Court did not pass

any order in respect of the shop and chabutara of the plaintiffs, but directed the defendant-appellant not to sell the disputed land belonging to the National Highway. There is no order restraining the defendant-appellant in respect of so called `chabutara' and shop alleged to be in possession of the plaintiff-respondents.

I have considered the submissions of learned counsel for both the parties and after considering their submissions in the light of the finding of the First Appellate Court, I do not find any substantial question of law involved in the present second appeal and the same is accordingly dismissed at the admission stage itself with no order as to costs.

(Narendra Kumar Jain) J.